

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
In Open Court  
USDC, Mass.  
Date 8-11-04  
By [Signature]  
Deputy Clerk

UNITED STATES OF AMERICA

v.

MICHAEL W. ALCOTT,  
Defendant

CRIMINAL NO. 04-10184-PBS

VIOLATIONS:

18 U.S.C. § 1344 (Bank Fraud)

18 U.S.C. § 982 (Forfeiture)

**ASSENTED-TO MOTION TO  
DISMISS INFORMATION WITHOUT PREJUDICE**

Pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, the United States Attorney (the "United States") moves to dismiss without prejudice the Information filed in this case. The United States seeks this dismissal because the Defendant and the United States have been unable to reach an agreement as to the disposition of this matter. The United States intends to proceed on this matter by way of Indictment. The Defendant assents to this motion.

Respectfully submitted,  
MICHAEL J. SULLIVAN  
United States Attorney

By:

[Signature]  
Jack W. Pirozzolo  
Assistant U.S. Attorney

Assented to:

[Signature]  
Robert M. Goldstein, Esq.  
attorney for MICHAEL W. ALCOTT

Leave to File Granted:

[Signature]  
Hon. Patti B. Saris  
United States District Court